

FORM SUMMARY

Name of Form: Order Appointing Guardian Ad Litem or Attorney

Form Number: GF-131A

Statutory Reference: §§48.23, 48.235, 51.60, 54.40, 55.105, 701.15(2), 757.52, 757.48, 767.407, 813.123(3)(b), 879.23, and 879.25, Wisconsin Statutes.

There are numerous other provisions in the statutes concerning guardians ad litem which are not listed.

Purpose of Form: Appoints either attorney or guardian-ad-litem for an individual.

Who Completes It: Court and/or attorney requesting guardian ad litem.

Distribution of Form: Original to court file, copy to attorney or guardian ad litem, copy to person for whom attorney or guardian ad litem was appointed, copy to other attorney or parties entitled to notice.

Accompanying Forms: Generally none.

New Form/Modification: Modified; last update 05/14.

Modifications: Added “denial” language.

Comments: Split for eFiling, 05/16.

This is a generic form that can be used in juvenile, probate, mental, family or any other case that needs appointment of an attorney or a guardian ad litem.

There has been confusion over whether to appoint a GAL for a child petitioner in harassment TRO/Injunction cases. By statute, a GAL should be appointed for a child petitioner in a harassment TRO (§813.125(2)(b) – effective July 1, 2010).

RMC debated the advisability of adding a section indicating the method and amount of payment (i.e., pursuant to SCR 81.02, §977.08(4m), contract, local court rule, etc.). RMC voted not to add such a section because of a) the lack of uniformity on the method of payment and b) a belief that adding such a section would result in non-use of the form by a number of counties.

About this Form: This form is the product of the Wisconsin Records Management Committee, a committee of the Director of State Court's Office and a mandate of the Wisconsin Judicial Conference.

If you have additional information that does not change the meaning of the form, attach it on a separate page. The form itself shall not be altered.